

FILED

FEB 29 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

CRIMINAL MINUTES

THE HONORABLE MARTIN J. JENKINS

Courtroom Clerk: **Monica Narcisse**

Date: **February 29, 2008 [2:15 - 2:24 pm]**

Court Reporter: **Starr Wilson**

Case No: **CR07-00616-1 MJJ**

DEFENDANT: **AMAURI MOLINA-MARTINEZ** (x) Present () Not Present (x) In Custody

AUSA: **Daniel Kaleba**

DEF ATTY: **Joyce Leavitt**

Interpreter: **Monique Inciarte**

Probation Officer: **Sara Black**

TYPE FOR HEARING: **Sentencing**

ORDER AFTER HEARING(S):

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CASE CONTINUED TO: for

BASIS TO EXCLUDE TIME GRANTED FOR: Thru

JUDGMENT: Court finds Offense Level 9, Criminal History V, leading to a Guideline Range of 18-24 months. The Court follows the PSR and sentences the defendant on count 1 of the indictment to **18 months custody of the BOP to be followed by 3 years supervised release** under the usual terms and conditions and the special conditions as set forth in the PSR. Court recommends that Defendant be placed at a FCI facility in (1st) Northern California or (2nd) Southern California and that defendant participate in the BOP Residential Drug Treatment Program. No fine imposed. Defendant to pay \$25 special assessment which shall be paid immediately or at the rate of not less than \$25 per quarter through the BOP Inmate Financial Responsibility Program while in custody. Defendant advised of his right to appeal. Defendant remanded to the custody of the U.S. Marshal. See J&C for details.

Notes: Please note: **Initial arrest date is 9/15/2007.**